DEP TREF

10560112

Docket No.:

K-0761

JUN 0 6 2006

<u>PATENT</u>

PATENT AND VIEWANCE

IN THE UNITED STATES ATENT AND TRADEMARK OFFICE IN

In re Application of

Ji Young BAE; Kyoung Jun PARK; Chang

Yong JANG and Hyeon KIM

Serial No.: 10/560,112

Filed: December 9, 2005

For: ROTARY COMPRESSOR

Confirmation No.: 2993 -7 11 2: 23

US PYTEM & FFADEMARK COLICE

Group Art Unit:

- .

Examiner:

Customer No.: 34610

REQUEST FOR REFUND

U.S. Patent and Trademark Office Customer Service Window Randolph Building 401 Dulany Street Alexandria, Virginia 22314

PCT NATIONAL DIVISION

Sir:

The above-identified U.S National Stage application was filed on December 9, 2005. Although the International Application included 135 claims, Applicants filed a Preliminary Amendment to cancel certain claims and to amend certain other claims to eliminate multiple dependent claims. Once the Preliminary Amendment is entered, the application contains 48 total claims with 1 independent claim. As a result, it was necessary for Applicants to pay extra claim fees for an additional 28 dependent claims. Applicants paid \$1400.00 for the extra 28 claims at the time the application was filed.

The Patent Office subsequently issued a Notice of Missing Requirements for this application on February 28, 2006. The Notification of Missing Requirements indicated that inguited addition to the filing of an executed Declaration, Applicants would be required to pay additional claim fees of \$400.00. Because the Applicants had already paid \$1400.00 for the additional 28 claims when the application was filed, Applicants believe that the Notification of Missing

Serial No. 10/560,112



Requirements issued on February 28, 2006 incorrectly required the payment of additional claim fees.

Applicants filed a Reply to Notification of Missing Requirements on March 7, 2006. In that Reply, Applicants explained that no additional claim fees were due. However, on May 2, 2006, the Patent Office charged the undersigned's PTO Deposit Account \$400.00 for the payment of additional claim fees.

For the reasons explained above, it is believed that no additional claim fees were due in connection with the filing of this application or the Reply to the Notification of Missing Requirements. Accordingly, Applicants hereby request that the \$400.00 be re-credited to the undersigned's Deposit Account. No. 16-0607 and that the Patent Office acknowledge this credit in writing to the undersigned.

Respectfully submitted, FLESHNER & KIM, LLP

John C. Eisenhart

Registration No. 38,128

P. O. Box 221200 Chantilly, VA 20153-1200 703 766-3701 JCE/kef Date: June 6, 2006